

SUMMARY: CONFERENCE REPORT
FY 2002-03 State Police Budget
House Bill 5650

	FTEs	Gross	IDG/IDT	Federal	Local	Private	State Restricted	GF/GP
FY 2001-02 Year-to-Date*	3,651.5	\$410,333,800	\$19,927,500	\$43,211,000	\$3,913,700	\$0	\$50,661,600	\$292,620,000
Exec Rec**	3,443.5	416,444,600	16,750,700	45,570,500	3,913,700	0	60,262,900	289,946,800
House	3,443.5	415,247,900	17,882,800	45,570,500	3,913,700	0	57,212,900	290,668,000
Senate	3,448.5	419,697,700	19,282,800	45,570,500	3,913,700	0	59,862,900	291,067,800
Conf Cmte	3,448.5	415,678,200	19,282,800	45,570,500	3,913,700	0	59,862,900	287,048,300
Change from Year-to-Date	(203.0)	5,344,400	(644,700)	2,359,500	0	0	9,201,300	(5,571,700)
Change from Exec Rec	5.0	(766,400)	2,532,100	0	0	0	(400,000)	(2,898,500)
Change from House	5.0	430,300	1,400,000	0	0	0	2,650,000	(3,619,700)
Change from Senate	0.0	(4,019,500)	0	0	0	0	0	(4,019,500)

*As of February 7, 2002

**Figures do not reflect revisions to Exec Rec

OVERVIEW

The Department of State Police engages in a wide range of law enforcement activities—including highway patrol, criminal investigations, forensic sciences, motor carrier enforcement, emergency management, highway safety planning, fire investigation and education, criminal justice data processing, operation of the Statewide Public Safety Communications System, and various specialized law enforcement services. The department's responsibilities also include oversight of law enforcement standards in the state and administration of several grant programs for local law enforcement agencies.

Major Budget Changes from FY 2001-02 YTD Approps.:

		<u>Exec Rec</u>	<u>House</u>	<u>Senate</u>	<u>Conf Cmte</u>
1. Secondary Road Patrol Grants	Gross	\$4,500,000	\$4,500,000	\$4,500,000	\$4,500,000
<u>Exec Rec</u> reflected full-year phase-in of increased traffic citation assessment (from \$5 to \$10), eliminated remaining GF/GP appropriation, and rolled administration into single line item. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.	Restr	6,103,800	6,103,800	6,103,800	6,103,800
	GF/GP	(\$1,603,800)	(\$1,603,800)	(\$1,603,800)	(\$1,603,800)
2. Concealed Weapon Implementation	Gross	(\$1,000,000)	(\$1,000,000)	(\$1,000,000)	(\$1,000,000)
<u>Exec Rec</u> removed appropriation for implementation of new statutory provisions regarding concealed weapon licenses. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.	GF/GP	(\$1,000,000)	(\$1,000,000)	(\$1,000,000)	(\$1,000,000)
3. Grant to City of Detroit	Gross	(\$721,100)	\$0	\$0	(\$721,100)
<u>Exec Rec</u> eliminated grant. Current-year grant allocated for crime lab (\$431,400) and special events account (\$289,700). <u>House</u> restored grant to its current-year level. <u>Senate</u> concurred. <u>Conf Cmte</u> concurred with Exec Rec (see boilerplate section 701 for related changes).	GF/GP	(\$721,100)	\$0	\$0	(\$721,100)

Major Budget Changes from FY 2001-02 YTD Approps.:

		<u>Exec Rec</u>	<u>House</u>	<u>Senate</u>	<u>Conf Cmte</u>
4. Fire Fighter Training	Gross	\$0	\$0	\$400,000	\$0
<u>Senate</u> added funds for fire fighter training programs provided by Michigan State University School of Industrial Relations. <u>Conf Cmte</u> did not include the additional funds.		GF/GP \$0	\$0	\$400,000	\$0
5. Economic Adjustments	Gross	\$5,811,000	\$5,811,000	\$5,811,000	\$5,811,000
<u>Exec Rec</u> included 2.0% increase for salaries and wages and other standard adjustments. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.		IDG/IDT 193,300	193,300	193,300	193,300
	Federal	114,300	114,300	114,300	114,300
	Restr	302,700	302,700	302,700	302,700
	GF/GP	\$5,200,700	\$5,200,700	\$5,200,700	\$5,200,700
6. Positions Reductions	FTEs	(40.0)	(40.0)	(40.0)	(40.0)
<u>Exec Rec</u> reflected elimination of 40 vacant positions to offset GF/GP compensation-related economic adjustments. Eliminated positions reflected in the following line items: (1) At-Post Troopers: 29, (2) Security Guards: 6, (3) Criminal Investigations: 5. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.		Gross (\$3,434,100)	(\$3,434,100)	(\$3,434,100)	(\$3,434,100)
	GF/GP	(\$3,434,100)	(\$3,434,100)	(\$3,434,100)	(\$3,434,100)
7. Lump Sum Payments	Gross	(\$1,195,700)	(\$1,195,700)	(\$1,195,700)	(\$1,195,700)
<u>Exec Rec</u> removed \$375 lump sum payments made to state employees in current year. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.		IDG/IDT (70,900)	(70,900)	(70,900)	(70,900)
	Federal	(59,700)	(59,700)	(59,700)	(59,700)
	Restr	(123,000)	(123,000)	(123,000)	(123,000)
	GF/GP	(\$942,100)	(\$942,100)	(\$942,100)	(\$942,100)
8. 1997 Early Retirement	Gross	(\$206,800)	(\$206,800)	(\$206,800)	(\$206,800)
<u>Exec Rec</u> removed appropriation (made over five-year period) for leave payouts associated with 1997 early retirement package. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.		IDG/IDT (12,200)	(12,200)	(12,200)	(12,200)
	Federal	(5,500)	(5,500)	(5,500)	(5,500)
	Restr	(4,500)	(4,500)	(4,500)	(4,500)
	GF/GP	(\$184,600)	(\$184,600)	(\$184,600)	(\$184,600)
9. Budgetary Savings	Gross	\$0	\$0	\$0	(\$2,899,500)
<u>Conf Cmte</u> included negative appropriation equal to 1.0% of Revised Exec Rec GF/GP; reductions to be applied to specific line items through legislative transfer process.		GF/GP \$0	\$0	\$0	(\$2,899,500)
10. 2002 Early Retirement	Gross	\$0	\$0	(\$100)	\$1,000
<u>Senate</u> included \$100 placeholder for savings from 2002 early retirement legislation. <u>Conf Cmte</u> included small positive adjustment, rather than savings, to reflect offset of position vacancy savings in Exec Rec (item 6 above); legislative transfers may still be necessary to reflect line items in which savings actually occur. Early retirement calculations assume 1:4 position replacement.		GF/GP \$0	\$0	(\$100)	\$1,000
11. Information Technology	FTEs	(155.0)	(155.0)	(157.0)	(157.0)
<u>Exec Rec</u> transferred \$22.3 million in appropriations for information technology functions to new appropriations unit; funds to be passed through as an IDG to new Department of Information Technology (DIT). Reflected transfer of 155 positions to DIT's authority. <u>House</u> concurred. <u>Senate</u> reflected <u>Revised Exec Rec</u> by transferring an additional \$329,100 and 2.0 FTEs. <u>Conf Cmte</u> concurred with Senate.		Gross \$0	\$0	\$0	\$0
	GF/GP	\$0	\$0	\$0	\$0
12. Anti-Terrorism Equipment Grants	Gross	\$2,750,100	\$2,750,100	\$2,750,100	\$2,750,100
<u>Exec Rec</u> recognized expected increase in federal revenue for anti-terrorism equipment grants to local units. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.		Federal 2,750,100	2,750,100	2,750,100	2,750,100
	GF/GP	\$0	\$0	\$0	\$0
13. DNA Processing Fees	Gross	\$1,600,000	\$1,600,000	\$1,600,000	\$1,600,000
<u>Exec Rec</u> authorized receipt and expenditure of revenue from new DNA processing assessment for criminal convicts. Under statute, department receives \$39 from \$60 assessment. <u>House</u> , <u>Senate</u> , and <u>Conf Cmte</u> concurred.		Restr 1,600,000	1,600,000	1,600,000	1,600,000
	GF/GP	\$0	\$0	\$0	\$0

Major Budget Changes from FY 2001-02 YTD Approps.:

		<u>Exec Rec</u>	<u>House</u>	<u>Senate</u>	<u>Conf Cmte</u>
14. Motor Carrier Enforcement – Federal	Gross	\$1,077,500	\$1,077,500	\$1,077,500	\$1,077,500
<u>Exec Rec</u> appropriated additional federal revenue and	Federal	860,500	860,500	860,500	860,500
matching funds (motor carrier fees) for commercial	Restr	217,000	217,000	217,000	217,000
vehicle safety inspections. <u>House</u> , <u>Senate</u> , and <u>Conf</u>	GF/GP	\$0	\$0	\$0	\$0
<u>Cmte</u> concurred.					
15. Reimbursed Services	Gross	\$745,300	\$745,300	\$745,300	\$745,300
<u>Exec Rec</u> authorized receipt and expenditure of	Restr	745,300	745,300	745,300	745,300
additional revenue for various contractual services	GF/GP	\$0	\$0	\$0	\$0
provided by Department to outside entities. <u>House</u> ,					
<u>Senate</u> , and <u>Conf Cmte</u> concurred.					
16. Motor Carrier Enforcement – IDG	FTEs	(13.0)	(13.0)	(0.0)	(0.0)
<u>Exec Rec</u> reduced IDG from State Trunkline fund to	Gross	(\$1,400,000)	(\$1,400,000)	\$0	\$0
reflect funds appropriated, but not expended, for new	IDG	(1,400,000)	(1,400,000)	0	0
motor carrier officer positions. <u>House</u> concurred.	GF/GP	\$0	\$0	\$0	\$0
<u>Senate</u> restored funds. <u>Conf Cmte</u> concurred with					
<u>Senate</u> .					
17. Fee-Related Restricted Funds	FTEs	0.0	0.0	(6.0)	(6.0)
<u>Exec Rec</u> reflected GF/GP reductions and fee-related	Gross	\$0	(\$3,050,000)	(\$400,000)	(\$400,000)
restricted funds associated with Executive Order 2001-	Restr	0	(3,050,000)	(400,000)	(400,000)
9. <u>House</u> removed restricted funds and included	GF/GP	\$0	\$0	\$0	\$0
boilerplate language appropriating funds if legislation					
to make fee increases permanent is enacted (see					
sections 503 and 1303 below). <u>Senate</u> restored					
background check fee-related funds (\$2.8 million) and					
removed all but \$50,000 of licensing fee-related funds,					
reflecting statutory transfer of private security guard					
and detective licensing responsibilities to Department					
of Consumer and Industry Services. <u>Conf Cmte</u>					
concurred with <u>Senate</u> .					

Major Boilerplate Changes from FY 2001-02:**Sec. 207. Privatization Plan**

Exec Rec removed section requiring submission of a plan prior to any privatization initiative. House restored language. Senate concurred with Exec Rec. Conf Cmte concurred with House.

Sec. 213. Forfeiture Funds

Exec Rec removed section granting department receive-and-expend authority for forfeiture funds. House concurred. Senate restored language. Conf Cmte concurred with House.

Sec. 214. Citation Quota Prohibition

Exec Rec removed section prohibiting law enforcement agencies receiving GF/GP funds from evaluating employees on the basis of motor vehicle citations issued. House restored language. Senate concurred with Exec Rec. Conf Cmte concurred with Senate.

Secs. 221 and 221a. School Violence Hotline

Exec Rec removed language requiring maintenance of a school violence hotline. House restored current-year language (Sec. 221) and added new language authorizing department to allocate up to \$50,000 to fund the hotline (Sec. 221a). Senate removed both sections. Conf Cmte retained Sec. 221, but not section Sec. 221a, and added language allowing department to expend funds for promotion of hotline.

Sec. 222. At-Post Trooper Level

Exec Rec removed language stating legislative intent for at-post trooper level of 1,349. House retained language but deleted reference to specific number, instead referencing a level "sufficient to carry out the department's statewide law enforcement responsibilities." Senate eliminated existing language and included language (1) restricting the use of funds appropriated in the At-Post Troopers line to trooper-related costs, (2) requiring the department to conduct one or more trooper schools with the goal of graduating 110 troopers, and (3) requiring the submission of a report, by November 15, 2002, on accomplishing that goal, including a plan outlining the additional funding necessary if insufficient funds exist. Conf Cmte concurred with Senate.

Secs. 223 and 224. Post Closure or Consolidation

House added two new sections: Sec. 223 would require the department to consult with appropriations subcommittees regarding the projected closing or consolidation of any State Police posts, and Sec. 224 would require the department to notify the subcommittees not less than 120 days before recommending to close or consolidate any post. Senate retained Sec. 224 only and lengthened notification requirement to 180 days. Conf Cmte concurred with Senate.

Major Boilerplate Changes from FY 2001-02:

Sec. 259. Information Technology – User Fees

Exec Rec added new language providing that funds appropriated for Information Technology be paid as user fees to the Department of Information Technology, subject to an interagency agreement. House, Senate, and Conf Cmte concurred (Sec. 303 in conference report).

Sec. 260. Information Technology – Work Projects

Exec Rec added new language stating that funds appropriated for Information Technology may be designated as work projects under the Management and Budget Act. House, Senate, and Conf Cmte concurred (Sec. 304 in conference report).

Sec. 261. Early Retirement and Budgetary Savings

Senate added new language providing for transfer of negative appropriation for early retirement savings to line items in which savings are realized. Conf Cmte included similar language, but in reference to budgetary savings.

Sec. 262. Jackson Joint Facility

Senate added new section (1) stating legislative intent that the department engage in cooperative efforts with local law enforcement agencies and (2) requiring a feasibility study on a joint facility for the Jackson State Police Post, Jackson County Sheriff's Department, and City of Jackson Police Department. Conf Cmte concurred.

Sec. 263. Assistance to City of Highland Park

Senate added new language calling for the department to provide general law enforcement assistance, including patrol service, to the City of Highland Park until such services can be provided to the city by other means. Conf Cmte concurred, but eliminated reference to patrol service.

Sec. 401. Secondary Road Patrol and Training Fund

Exec Rec removed section granting department receive-and-expend authority for secondary road patrol and training fund revenue. House concurred. Senate included language requiring quarterly reports on Secondary Road Patrol and Training Fund collections—including comparisons to grant distribution, appropriation, and expenditure levels. Conf Cmte concurred with Senate.

Secs. 503 and 1303. Fee-Related Restricted Revenue

House added language to appropriate \$2.8 million in restricted funds if Senate Bill 928 is enacted (Sec. 503) and \$250,000 in restricted funds if Senate Bills 425 and 929 are enacted (Sec. 1303). As introduced, Senate Bill 928 would increase the fee charged by the department for a state-level fingerprint-based background check from \$15 to \$30, and Senate Bills 425 and 929 would increase licensing fees for private security guard companies, alarm system contractors, and private detective companies. Senate removed language. (See Item 17 above for associated appropriation changes.) Conf Cmte concurred with Senate.

Sec. 604. Access to Probation Information

Exec Rec removed section requiring a feasibility study on providing law enforcement officers with access to probation information. House concurred. Senate included language requiring placement of such information on the Law Enforcement Information Network, as well as submission to subcommittees of any amendments to statute necessary to accomplish this goal. Conf Cmte concurred with Senate (Sec. 307 in conference report).

Sec. 701. Grant to City of Detroit

Exec Rec removed language allocating grant in conjunction with elimination of appropriation. House restored language in conjunction with restoration of appropriation. Senate concurred and added language stating legislative intent that the city's crime lab become accredited by the American Society of Crime Laboratory Directors and qualified to input data into the Combined DNA Identification System within three years. Conf Cmte included language appropriating GF/GP grant at current-year level (\$431,400 for crime lab; \$289,700 for special events account) if tax on cigarettes is increased by 30 cents per pack or more by September 30, 2002 and included versions of both current-year language requiring an annual report and Senate-passed language regarding accreditation.

Sec. 703. Evidence Collection by Health Care Providers

Exec Rec removed language requiring study on evidence collection by health care providers in sexual assault cases. House concurred. Senate included language requiring department to work with various health organizations to ensure that specified evidence collection recommendations are followed. Conf Cmte concurred with Senate.

Sec. 902. Fire Fighter Training

Senate added section allocating \$400,000 for fire fighter training programs provided by the Michigan State University School of Labor and Industrial Relations (see Item 4 above for associated appropriation change). Conf Cmte did not include this language.

Sec. 1202. Aeronautics Safety Officer

Senate added section requiring department to fund 1/3 the cost of an aeronautics safety officer position within the Department of Transportation (similar section in current-year budget bill was vetoed by governor). Conf Cmte concurred.

Sec. 1203. Recovery Boats

Senate added new section requiring department to station at least one recovery boat within the Upper Peninsula. Conf Cmte concurred.

Major Boilerplate Changes from FY 2001-02:

Sec. 1302. Licensing Fee Revenue

Exec Rec removed section granting department receive-and-expend authority for private security guard and detective licensing fee revenue. House, Senate, and Conf Cmte concurred.

Sec. 1401. School Bus Inspections

Exec Rec removed language providing for the annual inspection of school buses in state. House included language requiring a report on such inspections conducted in calendar year 2002 under statutory requirements. Senate concurred with House and retained language requiring certificates to be awarded to school systems with 100% successful inspections. Conf Cmte concurred with Senate.

Sec. 1402. Motor Carrier Enforcement

Conf Cmte added new language stating legislative intent that funds appropriated for Motor Carrier Enforcement Division be used to the maximum extent possible and requiring a report on the allocation of funds appropriated for the division, including funds appropriated above the Exec Rec by the Legislature.

Various Sections Removed

Various other sections were removed by the Exec Rec, with concurrence by the House. Senate and Conf Cmte concurred with removal unless otherwise noted.

Sec. 215. Provides for maintenance of sex offenders registry website.

Sec. 217. Requires coordination of state aircraft plans.

Sec. 251. Provides for expenditure for rental costs at State Police post in Marshall. Restored by Senate/Conf Cmte (Sec. 264).

Sec. 501. Requires report on Law Enforcement Information Network (LEIN) policies. Restored by Senate/Conf Cmte (Sec. 305).

Sec. 502. Requires report if LEIN abuse is suspected. Restored by Senate/Conf Cmte (Sec. 306).

Sec. 702. Requires distribution of DNA protocol to police agencies. Restored by Senate/Conf Cmte.

Sec. 802. Provides for implementation and update of community policing curriculum.

Sec. 803. Provides for training of new law enforcement officers regarding federal firearm laws. Restored by Senate/Conf Cmte.

Sec. 1101. Prohibits expenditure of funds for alcohol check lanes.

Sec. 1102. States legislative intent for department to maintain maximum number of troopers from funds appropriated.